



RESPONSE UNDER 37 CFR 1.116-
EXPEDITED PROCEDURE EXAMINING
GROUP 1638

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

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IN RE APPLICATION OF: :
HIROFUMI UCHIMIYA ET AL. : GROUP ART UNIT: 1638
SERIAL NO: 09/802,937 :
FILED: MARCH 12, 2001 : EXAMINER: COLLINS, C.
FOR: DNA FRAGMENT HAVING PROMOTER FUNCTION

AMENDMENT AND REQUEST FOR RECONSIDERATION

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the Office Action dated January 30, 2004, Applicants respectfully
request reconsideration in light of the following amendment and remarks.

Amendments to the claims begin on page 2

Remarks begin on page 4